

No amended license for a pinball machine shall be issued unless the chief of police has investigated such device to determine if it conforms with the provisions of this article, and the chief of police has signified in writing his approval thereof to the city finance director. No other investigation shall be required. No amended license shall be issued unless the city finance director receives evidence of the destruction of the decal on the substituted device. The amended license shall expire on the same date the original license would have expired. The operator may substitute mechanical amusement devices other than pinball machines without obtaining an amended license. (Code 1961, § 16A.4; Ord. No. 677, § 1, 6-10-80)

Sec. 4-42. Operator's license to be posted; transferability.

Operators' licenses issued hereunder shall be posted in a conspicuous place in the establishment for which the same is issued and shall remain until a new or different license is issued therefor, and shall show the number of machines authorized to be maintained therein. No license shall be transferable from one person to another or from one establishment to another. (Code 1961, § 16A.5)

Sec. 4-43. License denial or revocation.

The chief of police shall revoke any license issued hereunder when in his opinion the licensee is violating or attempting to violate any of the provisions of this chapter, any law of the state, or any other ordinance of the city. (Code 1961, § 16A.6)

Sec. 4-44. Appeal from revocation.

(a) In the event that any person has his license revoked by the chief of police, an appeal may be taken to the city council within thirty (30) days after the date of such denial or revocation. If such an appeal is taken it shall be by written notice of appeal, filed with the city clerk and served upon the chief of police by the applicant or licensee. Such notice shall state the facts required to be stated in the applicant's original application. The city council shall set a day for hearing the appeal and shall designate the time and place where such hearing is to be held. A notice of such hearing shall be given the

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applicant or licensee by the city clerk by mailing the same to the last known address of such applicant or licensee not less than five (5) days prior to the date set for such hearing.

(b) At any such hearing the licensee shall be given the opportunity to be heard or defend himself, and he may call witnesses and present evidence in his behalf. The chief of police or his representative shall attend the hearing. Upon conclusion of such hearing the city council shall sustain or overrule, by majority vote, the decision of the chief of police. (Code 1961, § 16A.6)

Cross reference—Appeal from denial of licenses, § 12-10.

Sec. 4-45. Devices prohibited.

No license shall be issued to any applicant relating to any mechanical amusement device which:

- (a) For each coin, slug or token inserted, makes available to the player for actual play, only one ball or marble, or which permits or is adapted to the insertion of additional coins, slugs or tokens during the playing of or before the completion of the game for which the original coin, slug or token was inserted in the device; or
- (b) For each coin, slug or token inserted, or other consideration paid for playing such device, permits more than one game to be played, or permits the numbers, odds or other combinations thereof, to be changed from the odds, numbers or combinations thereof appearing on such machine after the deposit of the coin, or payment of consideration; or
- (c) Contains or is connected to any meter or other contrivance registering the number of games played on such device or registering the number of free games or additional chances to play such device won by the person or persons playing such device other than free games actually available to persons playing the device. (Code 1961, § 16A.7)

Sec. 4-46. Payoffs prohibited.

No award, payoff or delivery of anything of value, representing, or exchangeable or redeemable for, anything of value, shall be